IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO. 502 OF 1999

Ganpat Bhika Bhor ...Petitioner

Versus

Sawaliram Sakharam Lilke
(since deceased) through L.Rs.
and others ...Respondents

.....

Mr. Sachin Chavan h/f Mr. S.S. Kulkarni, counsel for Petitioner

Mr. P.N. Joshi, counsel for Respondents 1 to 5.

Mr. A.H. Palekar, A.G.P. for Respondents 7 to 10.

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CORAM: B. H. MARLAPALLE, J.

DATED: 25TH FEBRUARY, 2005

P. C.:-

1. Pursuant to the order dated 19.6.2001 passed in Civil Application No.437 of 2001 filed in this contempt petition, the petitioners have been put in possession of the subject property on 17.8.2001 and thus, the respondents have purged themselves of the contempt taken cognizance by this Court.

2. Pursuant to the order passed by this Court on 7.12.2001 Shri. B.R. Pardhe, then Tahsildar has filed his additional affidavit and tendered his unqualified apology for making a false statement in

his earlier affidavit to the effect that the subject property was not handed over to the petitioner. He has stated that this had happened on account of the written communication received from Circle Inspector and it was not his personal knowledge. The apology submitted by Shri. Pardhe is hereby accepted more so because, it is clear that it was not false statement made deliberately or with malice.

3. Hence, nothing further survives in this contempt petition and the same is disposed of as infructuous. Rule discharged.